

**TOWN BOARD
TOWN OF SULLIVAN
REGULAR MEETING
January 27, 2021
5:00 PM**

A special meeting of the Town Board of the Town of Sullivan was convened by Councilor Jeff Martin at 5:00 P.M. on January 27, 2021.

The meeting was held via Zoom. The link and passcode to join the meeting was posted on the Town's website for the public to join and streamed live via YouTube.

Members present were: Councilors John Brzuszkiewicz, Jeff Martin, Kerry Ranger and Tom Kopp; Comptroller Beth Ellis; Attorney for the Town John Langey, Receiver of Taxes Katie Vanderwerken.

Supervisor John Becker was recused from this meeting.

The meeting opened at 5:02 p.m.

Pledge to the flag was led by Councilor Martin.

LOCAL LAW NO. C- 2020 (TAYLOR'S DRIVE-THRU SAFARI PDD)

Councilor Martin opened the meeting for consideration of adopting the Town of Sullivan Local Law No. C 2020, The Wild Drive Thru Safari Planned Development District.

Attorney John Langey reminded the Board that part 1 of the Full EAF had previously been submitted and reviewed by the Town Board on the project site. Thereafter Attorney Langey read each of the questions on Part 2 of the Full EAF which considers the environmental impacts of the proposed action and whether it be "no, or small impact" or "moderate to large impact." The Board determined for each of the 18 areas of concern that the proposed PDD would have either "no, or small impact" citing to the submitted traffic study, SWPPP, and proposed project modifications of fencing, dust control and manure management.

Upon completion of the review of Part 2 and a review of Part 3 of the Full EAF, the Board considered the adoption of Local Law No. C-2020, to wit:

TOWN OF SULLIVAN LOCAL LAW NO. C OF 2020
(“A Local Law Creating The Wild Drive Thru Safari Planned Development District”)

The following resolution was offered by Councilor Kopp, who moved its adoption, seconded by Councilor Brzuszkiewicz, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, previously at a regular meeting of the Town of Sullivan Town Board (the “Board”) held on June 17, 2020 proposed Local Law No. C of 2020, titled “A Local Law Creating The Wild Drive Thru Safari Planned Development District,” was presented and introduced, which Local Law would approve the underlying zoning and Preliminary Development Plan submitted by Jeffrey S. Taylor II, as owner of the proposed “The Wild Drive Thru Safari”, with a street address of 7591 Lakeport Road, Chittenango, New York, and occupying lands designated and generally known as Town of Sullivan Tax Map No. 33.1-1-5.2 and containing approximately 40.03± acres, and establish “The Wild Drive Through Safari Planned Development District” on said lands, subject to the provisions of Section 275-12 of the Code of the Town of Sullivan; and

WHEREAS, previously on June 17, 2020, the Town of Sullivan Town Board, pursuant to the New York State Environmental Quality Review Act (SEQRA) made the following determination:

1. The action is a Type I action for purposes of SEQR;
2. The Town Board of the Town of Sullivan shall act as Lead Agency;
3. The following agencies have been designated involved/interested agencies within the meaning of the SEQRA with respect to the proposed enactment of said proposed Local Law, with the result that the Town Board shall act as lead agency in this matter, to wit:
 - a. **U.S. Fish and Wildlife Service**, 1849 C Street, NW, Washington, DC 20240;
 - b. **New York State Department of Environmental Conservation, Region 7**, 615 Erie Boulevard West, Syracuse, New York 13204;
 - c. **Madison County Highway Department**, 139 North Court Street, P.O. Box 15, Wampsville, New York 13163;
 - d. **Madison County Health Department**, 138 North Court Street, Building 5, P.O. Box 605, Wampsville, New York 13163;
 - e. **Madison County Planning Department**, 138 North Court Street, Building 4, Room 249, P.O. Box 606, Wampsville, New York 13163;
 - f. **Town of Sullivan Planning Board**, 7507 Lakeport Road, Chittenango, New York 13037; and
4. The action would require the preparation of a Full Environmental Assessment Form (EAF) to provide information with regard to the environmental issues pertinent therein

WHEREAS, on June 24, 2020, the Town of Sullivan Town Board circulated lead agency notices to all involved/interested agencies for consideration of enactment of Local Law No. C of 2020 and no objections or environmental comments were received by the Board and the Board hereby confirms that it shall act as Lead Agency for purposes of SEQR; and

WHEREAS, the Lead Agency has caused the completion of a Full Environmental Assessment Form for the careful review of the environmental impacts of the project; and

WHEREAS, pursuant to the provisions of Section 275-12D(3) of the Code of the Town of Sullivan (Zoning Law), at the June 17, 2020 regular Town Board meeting, the Town Board made a formal referral of the proposed zone change request for a Planned Development District (“PDD”) to the Town of Sullivan Planning Board for its review and recommendation; and

WHEREAS, the Town of Sullivan Planning Board conducted its review of the proposed PDD and held three (3) separate meetings with the PDD applicant/owner, Jeffrey Taylor, II, to review the proposal for a drive-thru safari operation; and

WHEREAS, the Town of Sullivan Planning Board by correspondence to the Town Board dated September 8, 2020, made a recommendation which included numerous comments concerning the proposed PDD and safari operation, a copy of which comments are attached to this resolution; and

WHEREAS, the Town of Sullivan Planning Board recommendation of September 8, 2020 made specific note of numerous demonstrated negative neighborhood impacts which may be mitigated with the inclusion of screening and other project modifications, including modified lighting, fencing, dust control measures, noise control measures, hours of operation, final map preparation depicting all existing and proposed structures and manure management mitigation; and

WHEREAS, in or around May of 2020, the applicant, prior to applying for or receiving approval of the Planned Development District or review of the proposed drive-thru safari, commenced construction of the improvements for the safari, including the construction of roads, grading and structures, all without necessary building, construction and/or other permits or reviews by the various agencies; and

WHEREAS, the applicant commenced operation of the safari business without the necessary approvals from local and state agencies; and

WHEREAS, said operation has occurred continuously since May of 2020, such that many of the various impacts, both positive and negative, have been demonstrated from its operation and are now known by the Town Board and the Planning Board; and

WHEREAS, a public hearing was held on such proposed local law on the 4th day of November, 2020, by the Town Board of the Town of Sullivan and proof of publication of notice

of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of Sullivan in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

WHEREAS, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria; and

WHEREAS, it is noted that the lands subject to and in the vicinity of the requested PDD are both residential and commercial in nature and certain impacts of noise, dust, traffic and odors have all been considered by the Town Board, along with their mitigations by way of conditions; and

WHEREAS, the Town Board has determined that the inclusion of certain mitigations to the PDD use will act to address the demonstrated negative environmental impacts to the surrounding neighbors if implemented and maintained such that the attached PDD narrative must be adhered to; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. C-2020.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that the Town Board has determined this action shall have no adverse impact on the environment as proposed and amended with the identified mitigations; that accordingly, an environmental impact statement (EIS) shall not be required; and that the Town Board hereby adopts a Negative Declaration for purposes of Article 8 of the Environmental Conservation Law, Volume 6 of the N.Y.C.R.R. Part 617 et seq. for the following reasons:

1. The proposed use of the premises would be a self-contained drive-thru safari amusement/recreational use on the premises known as Tax Map Parcel 33.1-1-5.2, as more fully depicted upon the drawings/site plan known as “The Wild Animal Drive-Thru Safari”, prepared by SeGuin Land Surveying, PLLC (Forest L. SeGuin, P.L.S.), dated January 20, 2021, as last revised;
2. The commercial use would consist of an amusement/recreational park to display zoo animals at the site, as depicted upon the plans;
3. The use would operate a seasonal safari proposed to be open from April 1st through October 31st;

4. There are no other proposed uses for the site, such as retail sales, food preparation and sales, other recreational uses or picnic areas;
5. All existing and proposed structures are depicted upon the plan and map;
6. A circuitous road has been constructed on this site;
7. Hours of operation of the use would be:
 - a. Monday through Friday - 10:00 a.m. to 5:00 p.m.;
 - b. Saturday - 9:30 a.m. to 6:00 p.m.;
 - c. Sunday - 9:30 a.m. to 5:00 p.m.
8. The site contains approximately 40.03± acres of total land area;
9. The site is generally open land area with multiple structures shown on the plans;
10. The premises are zoned Commercial along Lakeport Road and agricultural to the rear of the premises;
11. A proposed opaque wooden fence and screening will be implemented to address the demonstrated noise, light and odor impacts, as surrounding properties are single-family homes, all as shown on the PDD Plan;
12. The premises contain no wastewater treatment system;
13. The premises have availability to public water;
14. The use would utilize an ingress/egress located off of a County Highway (Lakeport Road);
15. The premises contain four (4) existing pond areas located on the site, a front parking que area for the admission of vehicles into the safari and travel roads used by visitors within the safari area;
16. Structures on the site include barns of various dimensions, an existing house, outbuildings, various animal enclosures, a gate and existing fencing;
17. Proposed structures are as depicted on the proposed Planned Development Plan;
18. Existing signage and proposed signage are also characteristics of the use;
19. Parking on the site includes the use of the former overflow parking area, previously approved by resolution of the Town of Sullivan Planning Board on April 3, 2018, which now will become a parking queuing area for entrance into The Wild Drive-

Thru Safari;

20. Visitors to the park will ingress and egress from Lakeport Road and be directed to an appropriate area for stacking of vehicles to enter the drive-thru safari;
21. The applicant proposes to provide sufficient personnel to ensure safe traffic flow from Lakeport Road into the commercial facility;
22. Numerous complaints have been received regarding the physical operation of the safari since it has opened in the Spring of 2020, including documented complaints regarding dust, traffic, parking of vehicles on neighboring properties, etc.;
23. Additional complaints have been received regarding offensive odors from animal waste;
24. There have been no identified concerns with geological features or unique or unusual landforms on the site;
25. There have been no identified significant issues relating to loss of flora or fauna on the site, as the area has been previously disturbed;
26. With the exception of offensive odors from animal waste, there have been no other identified impacts to air or air quality from the use;
27. There have been no identified impacts to agricultural resources;
28. There have been complaints regarding aesthetics of the property from neighbors concerning the commercial operation adjacent to their premises. However, appropriate screening and distancing properly installed and maintained would act to mitigate those impacts;
29. There have been no identified historic or archeological resources associated with this site and therefore no impacts to same;
30. The property has not been identified as a Town open space or recreational area;
31. There are no critical environmental areas located within the Town of Sullivan;
32. There have been no identified negative impacts caused by an increase in the use of any form of energy related to the project;
33. There have been no identified impacts on human health with regard to the use;
34. The Town Board has received correspondence from the New York State Department of Environmental Conservation (Cynthia Hill, Environmental

Analyst), dated July 9, 2020, indicating that based on NYSDEC reconnaissance the development as presented would not impact the existing State wetland located on and adjacent to the area. This correspondence further determined that there are no other mapped Stated water bodies;

35. The correspondence from NYSDEC did however state that NYSDEC records indicate the potential presence of a threatened marsh bird, the Upland Sandpiper, living within the vicinity of the project. It is not anticipated that the proposed project would have any impact on this protected species;
36. The NYSDEC correspondence further reiterated prior correspondence from the NYSDEC dated June 25, 2020 (Matt Kazmierski) which noted that the project would require a stormwater permit and preparation of a Stormwater Pollution Prevention Plan (“SWPPP”);
37. The NYSDEC correspondence advised the project sponsor (Jeffrey Taylor II) of these findings, concerns and the need for potential NYSDEC permits;
38. A SWPPP has been prepared and submitted by the applicant. The document was prepared by Corey McWilliams, CPESC (GZA GeoEnvironmental of New York, P.C.), dated September 2020, as revised, and depicts the stormwater facilities that must be constructed and maintained;
39. The applicant will be and hereby is required to undertake the use of the premises in strict compliance with the September 2020 SWPPP as revised and amended and to construct and maintain the improvements referenced therein;
40. The applicant will be and is hereby required to enter into a Stormwater Maintenance Agreement to be recorded with the Madison County Clerk;
41. Concerns were raised by neighbors relative to increased traffic from this seasonal attraction based upon the observance of numerous cars during the height of the Coronavirus pandemic. In response, the applicant was requested to obtain a traffic assessment from a certified traffic consultant. Initially the applicant provided a hand-count of visitors to the project;
42. The self-reported data supplied by the applicant indicated a high volume of car visits to the site to be 771 with a low count of 95;
43. Subsequently, the Planning Board directed the applicant to obtain a professional opinion from a licensed traffic consultant. The applicant utilized GTS Consulting (Gordon T. Stansbury, P.T.O.E.) for the preparation of a report associated with traffic operations for The Wild Drive-Thru;

44. The Traffic Study's conclusions state that "[t]here are no concerns with existing traffic operations on Lakeport in the vicinity of The Wild Safari Drive-Thru. . . . There are ample gaps in traffic and clear sight lines in both directions to provide safe ingress and egress. Capacity analyses indicate that there are low delays on Lakeport Road and on the driveway exiting the site during both peak hours. There were no queuing concerns noted on the site and there is ample overflow space to accommodate any unusually high demand period";
45. The applicant has represented that he is in possession of all necessary Federal and State permits for the possession and display of the exotic animals located on the safari premises;
46. The applicant's plan for animal waste disposal to address health concerns and offensive odors as reported by neighbors is to utilize the waste as fertilizer in nearby pastures, all other waste is proposed to be collected and dumped in the Animal Park's 30' x 18' x 6' concrete holding bin (manure pit). From there the waste will be moved off-site and spread at one of three farms located on New Boston Road as field fertilizer;
47. The proposed SWPPP also addresses potentials for flooding. The land is generally level and it is not anticipated that flooding would occur;
48. While there have been documented complaints regarding noise, odor and light from the project, the Planning Board's recommended Planned Development Plan elements, including opaque fencing to block noise and light, would tend to mitigate such impacts;
49. The proposed Planned Development Plan, which is an integral part of this Local Law approval, contains specific terms for the use of the premises as a drive-thru Safari, which terms will tend to address the identified negative impacts of the Safari operation if the property owner implements and adheres to these terms and measures;
50. The Town has consulted with the responding fire company which has advised that there are no issues of safety relating to the design and layout of the proposed use; and it is further

RESOLVED AND DETERMINED that the Town's legal counsel shall distribute and publish this Negative Declaration pursuant to the requirements of 6. N.Y.C.R.R., Part 617; and it is further

RESOLVED AND DETERMINED, that the Town Board of the Town of Sullivan, Madison County, New York, does hereby enact proposed Local Law No. C-2020 as Local Law No. 2-2021 as follows:

**“TOWN OF SULLIVAN
LOCAL LAW NO. 2-2021**

**A LOCAL LAW CREATING THE WILD DRIVE THRU SAFARI
PLANNED DEVELOPMENT DISTRICT**

Be it enacted by the Town Board of the Town of Sullivan as follows:

SECTION 1. LEGISLATIVE FINDINGS, INTENT AND PURPOSE

The Town Board is permitted to establish zoning districts known as Planned Development Districts (“PDD”) in order to protect the health, safety and general welfare of the community, while, at the same time, encouraging the development of unique residential, commercial, or industrial uses or combinations thereof that will benefit the Town as a whole. The Town Board hereby finds and determines that the application and Preliminary Development Plan (“PDP”) submitted by Jeffrey S. Taylor II and Taylor’s Wild Safari, LLC, as owners of the proposed “The Wild Drive Thru Safari”, with a street address of 7591 Lakeport Road, Chittenango, New York, and occupying lands designated and generally known as Town of Sullivan Tax Map Parcel 33.1-1-5.2, and containing approximately 40.03± acres (the “Premises”), has undergone the applicable review process and meets the requirements for a PDD as set forth in Section 275-12 of the Code of the Town of Sullivan.

SECTION 2. AUTHORITY

The Town Board enacts this Local law pursuant to Sections 10 and 22 of the Municipal Home Rule Law and Section 275-12 of the Code of the Town of Sullivan. To the extent that this Local Law is contrary to or inconsistent with any other State or Local Law or regulation, it is the intent of the Town Board that this Local Law supersede all such contrary or inconsistent laws.

SECTION 3. AMENDMENT OF ZONING MAP

The zoning classification of the Premises is hereby amended and reclassified as “The Wild Drive Thru Safari PDD.” This PDD shall be operated in strict and specific accordance with the terms of the application and Preliminary Development Plan of Jeffrey S. Taylor II and Taylor’s Wild Safari, LLC (Attachment “A”), described and designated as “The Wild Animal Park”, a survey and map prepared by SeGuin Land Surveying, PLLC, dated January 20, 2021, as last revised, which is on file with the Office of the Town Clerk, and expressly incorporated herein by reference. The Zoning Map of the Town of Sullivan shall be and hereby is amended to reflect this change in classification.

SECTION 4. SEVERABILITY

If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence,

paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been ordered.

SECTION 5. EFFECTIVE DATE

This Local Law shall be effective upon filing with the office of the Secretary of State.

ATTACHMENT “A”

**PRELIMINARY DEVELOPMENT PLAN
The Wild Drive Thru Safari Planned Development District**

- This Preliminary Development Plan, approved on January 20, 2021 by the Town of Sullivan Town Board, governs all aspects of the uses occurring on the below described premises and is in conformance with the granting of a change in zoning to a Planned Development District pursuant to the Town of Sullivan Zoning Code, as amended.

Applicants: Jeffrey S. Taylor II, Owner, and Taylor’s Wild Enterprises, LLC, Owner/Operator

Street Address of Proposed PDD: 7591 Lakeport Road
Chittenango, New York 13037
Tax Map No. 33.1-1-5.2

Approved Uses:

- The approved uses of The Wild Drive Thru Safari shall be a self-contained drive thru safari amusement/recreational use on the premises known as Tax Map No. 33.1-1-5.2 and as more fully depicted upon the drawing/site plan known as “The Wild Animal Drive-Thru Safari”, prepared by SeGuin Land Surveying, PLLC (Forrest L. SeGuin, P.L.S.), dated January 20, 2021, as last revised.
- The commercial use described above will consist of the amusement/recreational commercial use by the Owner to display zoo animals at the site, as depicted upon the plans.
- The Wild Drive Thru Safari operation shall operate as a seasonal safari, proposed to be open from April 1st through October 31st.
- The Safari contains no other accessory or supportive commercial uses such as retail sales, food preparation and sales, recreational and picnic areas, or other amusement attractions.
- In order to preserve the existing character of the residential aspects of the adjacent neighborhood, the Safari shall not utilize any form of amplified sound or music.

- No other uses or structures are authorized without additional approval.
- An annual inspection by the Town's Codes Enforcement Office or its designee shall occur on the site prior to the opening of the Safari each Season to determine compliance with this approved Preliminary Development Plan.

Hours of Operation of the Commercial Use(s):

- The Safari is open April 1st through October 31st - 7 days per week, as follows:
 - Mondays - Fridays: hours of operation are 10:00 a.m. - 5:00 p.m.
 - Saturdays: hours of operation are 9:30 a.m. - 6:00 p.m.
 - Sundays: hours of operation are 9:30 a.m. - 5:00 p.m.
 - Special evening events (ending no later than 10:00 p.m.) may be undertaken.

Characteristics of Lands included in Proposed PDD:

- The PDD encompasses all of Town of Sullivan Tax Map Parcel No. 33.1-1-5.2.
- The PDD itself contains approximately 40.03 +/- acres in total land area. The land area is fully depicted upon the preliminary development plan entitled "The Wild Animal Drive-Thru Safari", prepared by SeGuin Land Surveying, PLLC (Forrest L. SeGuin, P.L.S.), dated January 20, 2021, as last revised.
- The PDD consists of an open land area with multiple existing structures, along with proposed structures as recommended for approval by the Town of Sullivan Planning Board and the Town Board and further includes a circuitous gravel drive which has been improved for the Safari use, all as depicted upon said plans submitted by the Applicants.
- The PDD contains no wastewater treatment system. No port-a-potties or bathrooms may be closer than 70' from any lot line.
- The PDD contains four (4) existing pond areas located on the site, a front parking/que area for the admission of vehicles into the Safari and travel roads used for visitors within the Safari area.
- The Safari utilizes an ingress/egress located off of a County highway (Lakeport Road).

Existing and Proposed Structures:

- The existing and proposed structures, as approved in the PDD are all depicted on the maps/plans submitted by the Applicants (including the preliminary development plan entitled "The Wild Animal Drive-Thru Safari", prepared by SeGuin Land Surveying, PLLC (Forrest L. SeGuin, P.L.S.), dated January 20, 2021, as last revised), numbered 1-16

and a 30 x 18' x 6' manure bin, are included and incorporated in this approved PDD.

- See Surveyor's Map dated January 20, 2021, prepared by SeGuin Land Surveying, PLLC, for the most accurate depiction of all existing and proposed structures within the PDD.
- The PDD currently contains and/or proposes sixteen (16) individual buildings/animal enclosures, fencing, manure bin, access drive, internal driveway and parking areas.

Signage:

- Signage currently located and in place on the site is hereby approved as part of this proposed PDD.
- Proposed signage consisting of a 4' x 8' monument sign to be located along the entrance off of Lakeport Road outside of the highway right-of-way (see photo attached) and a 12' x 12' sign to be mounted onto the existing fencing, all as depicted in the attached PDD Map.
- Signage shall not be lighted internally but may be lighted by way of "up lighting", using shielded, night sky compliant lighting.
- All signage lighting shall be extinguished at 10:00 p.m.
- Any additional new or added signage shall require additional approvals.

Parking:

- The approved PDD includes the former "overflow parking area" previously approved by resolution of the Town of Sullivan Planning Board dated April 3, 2018, which will also become a parking/queuing area for entrance into "The Wild Drive Thru Safari", all as shown on the approved plans.
- There shall be sufficient parking for the Applicants' business, such that traffic shall not be allowed to back-up onto Lakeport Road.
- The Applicants shall provide personnel to ensure safe traffic flow from Lakeport Road into the commercial facility.
- There shall be no on-street parking associated with the use for any reason.

Outdoor Lighting

- Approved existing lighting as shown on the Planned Development Plans shall be shielded, down-cast and located in a manner so as not to spill onto neighboring properties or

roadways. No additional lighting is permitted without additional approval from the Town of Sullivan Planning Board.

- Lighting shall be used for security purposes and to light parking lots for safe ingress and egress during business hours. Lighting shall be extinguished after the Safari closes for the day, to protect the surrounding residential neighborhood from light impacts.

Landscaping, Fencing & Screening:

The following screening features are hereby incorporated into the proposed plans and PDD approval:

- Existing landscaping features;
- Installation and continued maintenance of a privacy curtain shall occur, be inspected and approved by the Town's Code Enforcement Office or its designee prior to commencing the 2021 Season. Such privacy curtain/screening shall be located on the north side of the current Diringer property line for approximately 100' and shall match the existing screen on the northern border. All privacy curtains/screening shall be routinely maintained. The area of such screening is delineated and labeled on the PDD map.
- Additional permanent wood fencing shall be added to the site along with the existing wood fencing currently on the site. Such wood fencing shall be opaque and be 6' in height, measured from grade, and shall further be erected at 5' from the bordering property lines. Wood fencing is delineated and labeled on the approved PDD map.
- All fencing, screening and plantings shall be continuously maintained. Such features (plantings, fencing, screening) that demonstrate any disease or that are deteriorating, dead or dying, shall be replaced or repaired within 30 days. Such features shall be kept in an orderly manner at all times.
- The entire drive-thru Safari area is currently surrounded by existing fencing, which shall also remain in good repair in addition to the above-referenced fencing and screening.
- Various other individual animal enclosures are also present and are fully enclosed by walls and/or fencing per Federal and State regulations and permits.
- Numerous landscaping features are found throughout the Safari to enhance the aesthetics and customer experience at the Safari.

Manure Management

- Applicant shall construct and maintain an animal manure waste bin as shown on the submitted plans. Such waste bin shall be setback a minimum of 70' from the nearest

property line. The bin shall be of concrete block construction (30' x 18' x 6') and shall be emptied and scraped on a biweekly basis (at a minimum) but may be more as needed, with the waste to be transported from the premises.

Dumpster Location:

- The Safari's solid waste dumpsters shall be located as per the plans and, in no case, shall be closer than 75' to the any property line.

Dust Mitigation:

- Demonstrated dust impacts shall be mitigated, at a minimum, by:
 - Limiting travel speeds within the Safari premises to no more than 5 mph;
 - Watering of roadways and parking areas, as needed;
 - Placement of asphalt tailings/road millings in the northeastern portion of the site's parking and road surfaces, as shown on the submitted plans, and placement of additional stone to interior roadways.

Safety:

- The applicant shall obtain a written letter each year from the jurisdictional First Responders (fire department, police department, ambulance company) demonstrating no concerns with safety of the site.
- Copies of the PDD approval and the PDD Plan shall be supplied to all jurisdictional First Responders (fire department, Madison County Sheriff's Department, ambulance company).
- Copies of all current and up-to-date State and Federal Animal Display approvals shall be filed with the Town of Sullivan.

Stormwater Mitigations:

- The property shall at all times comply with the requirements of the submitted Stormwater Pollution Prevention Plan (G.P.-0-15-002) prepared by Corey McWilliams, CPESC (GZA GeoEnvironmental of New York, P.C.), dated September 2020, as last revised, by incorporating and constructing the stormwater structures referenced therein.
- The Owner shall enter into a Stormwater Management Agreement, to be executed by the Town and recorded in the Madison County Clerk's Office.

Construction Sequencing:

N/A

Feasibility Studies:

N/A”

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

John E. Brzuszkiewicz	Councilor	Voted	Yes
Thomas J. Kopp Jr.	Councilor	Voted	Yes
Kerry Ranger	Councilor	Voted	Yes
Jeffrey Martin	Councilor	Voted	Yes
John M. Becker	Supervisor	Recused	-----

The foregoing resolution was thereupon declared duly adopted.

DATED: January 27, 2021

CERTIFICATE

STATE OF NEW YORK)
COUNTY OF MADISON)

I, the undersigned Deputy Town Clerk of the Town of Sullivan, Madison County, New York, **DO HEREBY CERTIFY:**

That I have compared the foregoing Resolution with the original thereof on file in the Office of the Town Clerk of the Town of Sullivan, and that the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting and that, pursuant to Section 103 of the Public Officers Law, said meeting was open to the general public.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on January ____, 2021.

ROSEMARY CZERNIAK
Deputy Town Clerk

FIREFIGHTER APPLICATION

Bridgeport Volunteer Fire Dept. put an application in from Ryan Nvrk for a firefighths position.

A motion was by Councilor Kopp, seconded by Councilor Ranger to accept the application into Bridgeport Fire Department.

A roll call vote was taken with no further discussion:

Thomas Kopp	Councilor	Voted	Yes
John Brzuszkiewicz	Councilor	Voted	Yes
Jeffrey Martin	Councilor	Voted	Yes
Kerry Ranger	Councilor	Voted	Yes
John Becker	Supervisor	Recused	-----

CANCELLATION OF FEBRUARY 3, 2021 MEETING

A motion was made by Councilor Brzuszkiewicz, seconded by Councilor Ranger to cancel the February 3, 2021 Town Board meeting.

A roll call vote was taken with no further discussion:

Thomas Kopp	Councilor	Voted	Yes
John Brzuszkiewicz	Councilor	Voted	Yes
Jeffrey Martin	Councilor	Voted	Yes
Kerry Ranger	Councilor	Voted	Yes
John Becker	Supervisor	Recused	-----

ADJOURNMENT

A motion was made by Councilor Brzuszkiewicz, seconded by Councilor Kopp to adjourn the meeting at 6:04 P.M.

The following roll call vote was taken to go adjourn the meeting with no further discussion.

Thomas Kopp	Councilor	Voted	Yes
John Brzuszkiewicz	Councilor	Voted	Yes
Jeffrey Martin	Councilor	Voted	Yes
Kerry Ranger	Councilor	Voted	Yes
John Becker	Supervisor	Recused	-----

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Respectfully Submitted
Beth Ellis
Comptroller